

**UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF MASSACHUSETTS**

**CIVIL ACTION NO: 03-12307RGS**

**JOSEPH CHRISTOFORO**  
**Plaintiff,**

**v.**

**JULIO LUPO, FRANK G. COUSINS, JR.**  
**INDIVIDUALLY AND IN HIS CAPACITY**  
**AS ESSEX COUNTY SHERIFF AND**  
**CERTAIN UNKNOWN INDIVIDUALS**  
**Defendants**

**JOINT MOTION TO EXTEND SUMMARY JUDGMENT DEADLINE**

Now come the parties and hereby jointly move this Court to extend the time for the filing of summary judgment until May 20, 2005.

As grounds therefore, this Court on July 27, 2004 (Docket Entry No. 20) granted a Motion for Extension of Time until March 20, 2005 to complete discovery. However, there was no order with respect to extending the time for filing summary judgment.

Accordingly, the parties request that they be allowed to file summary judgment no later than May 20, 2005 with responses due fourteen (14) days thereafter unless extended by the court.

Plaintiff, Joseph Christoforo,  
By his attorneys,

/s/Edward J. McCormick  
Edward J. McCormick BBO# 329780  
Gilmore, Rees, Carlson & Cataldo  
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(508) 520-2200

Defendant, Sheriff Frank G. Cousins,  
By his attorneys,

/s/ Stephen C. Pfaff  
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Defendant, Julio Lupo,  
By his attorney,

/s/ Joseph W. Monahan  
Joseph W. Monahan, III BBO# 351100  
Monahan & Padellaro  
43 Thorndike Street  
Cambridge, MA 02141  
(617) 494-1188

CERTIFICATE OF SERVICE

I, Stephen C. Pfaff, hereby certify that on the 23<sup>rd</sup> day of March, 2005, I served the foregoing by electronic filing to Edward J. McCormick, Esquire, Gilmore, Rees, Carlson & Cataldo, 1000 Franklin Village Drive, Franklin, MA 02038 and Joseph W. Monahan, III, Monahan & Padellaro, 43 Thorndike Street, Cambridge, MA 02141.

/s/ Stephen C. Pfaff  
Stephen C. Pfaff

